

House Bill 1291

Governor's Executive Reorganization Bill

NOTE: HB 1291 is comprised of component parts that directly correspond to the Item Nos. found in HJR 49--the Governor's Executive Reorganization Plan. For example, Enactments Nos. 1 and 2 in HB 1291 are the statutory revisions required to enact Item No. 1 in HJR 49--elimination of the Commonwealth Competition Council. Enactment No. 3 in HB 1291 is the statutory revision required to enact Item No. 2 in HJR 49--elimination of the Interagency Dispute Resolution Advisory Council, and so on. The following chart was prepared to facilitate navigation through House Bill 1291, identifying the relevant enactments (found in the HB 1291 in **bold face type**) that correspond to the enumerated items in HJR 49, and specifying the page number and line number where each component part of HB 1291 begins. The presence of an "*" at the end of an enactment denotes the end of a component part.

Enact. Clause No.	Page and Line No.	Proposed Action	HJR 49 Item No.	Notes
1 thru 2	Pg. 3 L 105	Eliminates the Commonwealth Competition Council and transfers the responsibility of developing and maintaining the commercial activities list to the Department of Planning and Budget.	1	
3	Pg. 6 L 300	Eliminates the Interagency Dispute Resolution Advisory Council	2	
4 thru 5	Pg. 6 L 301	Eliminates the Virginia Public Buildings Board	3	
6 thru 7	Pg. 7 L 341	Eliminates the Virginia Council on Human Resources. The bill also authorizes the Director of the Department of Human Resource Management to convene ad hoc working groups to address issues relating to the state workforce.	4	

House Bill 1291
Governor's Executive Reorganization Bill

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8 thru 12	Pg. 9 L 444	Abolishes the Department of Employment Dispute Resolution and transfers its duties to the Department of Human Resource Management.	5	
13 thru 17	Pg 25 L 1301	Transfers certain investigation and consumer complaint functions from the Department of Agriculture and Consumer Services to the Office of the Attorney General. The bill also abolishes the Human Rights Council and transfers the investigative functions of the Council to the Office of the Attorney General.	6, 8	
18 thru 21	Pg 36 L 1869	Eliminates the Reforestation Board and transfers its responsibilities to the Board of Forestry. The terms of the current members of the Board of Forestry will expire July 1, 2012, and the Governor is authorized to appoint 11 new members to the Board. Initially, the members will be appointed for staggered terms.	9	
22 thru 26	Pg 37 L 1905	Eliminates the Seed Potato Board and incorporates its duties and responsibilities into the Potato Board.	10	
27 thru 30	Pg 40 L 2083	Consolidates the Bright Flue-Cured and Dark-Fired Tobacco Boards into the nine-member Virginia Tobacco Board. The promotion funds for the two types of tobacco will continue to operate.	11	

House Bill 1291
Governor's Executive Reorganization Bill

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31 thru 33	Pg 43 L 2253	Eliminates the Pesticide Control Board and transfers its duties and responsibilities to the Board of Agriculture and Consumer Services. The bill also increases the membership of the Board of Agriculture and Consumer Services by adding two pesticide applicators.	12	
34 thru 37	Pg 47 L 2462	Merges the Board for Hearing Aid Specialists with the Board for Opticians	13	
38 thru 43	Pg 50 L 2592	Merges the Board for Professional Soil Scientists and Wetland Professionals with the Board for Geology	14	
44 thru 45	Pg 54 L 2843	Eliminates the Small Business Advisory Board and adds 2 members to the Small Business Commission	15	
46 thru 47	Pg 55 L 2876	Eliminates the Board of Surface Mining Review and requires any appeals of an order issued by the Department of Mines, Minerals and Energy to be conducted by the Department using the case decision procedures of the Administrative Process Act.	16	
48 thru 50	Pg 56 L 2915	Eliminates the Board of Mineral Mining Examiners and places its duties and responsibilities with the Department of Mines, Minerals and Energy	17	
51 thru 52	Pg 61 L 3213	Eliminates the Virginia National Defense Industrial Authority	18	

House Bill 1291
Governor's Executive Reorganization Bill

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53 thru 54	Pg 68 L 3554	Deregulates hair braiders and hair braiding schools and salons	19	
55 thru 56	Pg 71 L 3717	Deregulates mold remediators and mold inspectors	20	
57 thru 58	Pg 76 L 3952	Deregulates certified interior designers	21	
59 thru 60	Pg 86 L 4511	Eliminates the Virginia Public Broadcasting Board and transfers its duties to the Board of Education	22	
61 thru 73	Pg 90 L 4710	Eliminates the Department for the Aging, the Department for the Deaf and Hard-of-Hearing, and the Department of Rehabilitative Services and transfers the powers and duties of those agencies to the newly created Department for the Aging, the Deaf and Hard of Hearing, and Rehabilitative Services. The bill also transfers powers and duties related to the administration of auxiliary grants and provision of adult services and adult protective services from the Department of Social Services to the newly created department. Some sections amended and repealed have delayed effective dates.	25	

House Bill 1291
Governor's Executive Reorganization Bill

Enact. Clause No.	Page and Line No.	Proposed Action	HJR 49 Item No.	Notes
74 thru 77	Pg 176 L 9209	Consolidates the duties of the Public Guardian and Conservator Advisory Board and the Alzheimer's Disease and Related Disorders Commission into the Commonwealth Council on Aging. As a result of the bill, the Public Guardian and Conservator Advisory Board and the Alzheimer's Disease and Related Disorders Commission will no longer exist. The bill expands the membership of the Commonwealth Council on Aging from 24 to 28.	26	
78 thru 79	P 179 L 9371	Eliminates the Advisory Board on Child Abuse and Neglect and transfers its duties to the Board of Trustees of the Family and Children's Trust Fund.	27	
80	P 179 L 9397	Eliminates the Hemophilia Advisory Board.	28	
81 thru 82	P 180 L 9428	Eliminates the State Health Department Sewage Handling and Disposal Appeal Review Board. All reviews will now be heard by the State Health Commissioner.	29	
83 thru 86	P 183 L 9624	Eliminates the Child Day-Care Council and assigns responsibility for regulating child day programs to the State Board of Social Services. The bill increases the membership of the State Board from nine to 11 members and adds a requirement that at least one member of the State Board of Social Services be a child care professional and provides that regulations promulgated by the Child Day-Care Council shall remain in full force and effect until regulations are promulgated by the State Board of Social Services.	30	

House Bill 1291
Governor's Executive Reorganization Bill

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87	P 190 L 9980	Moves the responsibility of providing environmental education programs from the Department of Environmental Quality to the Department of Conservation and Recreation.	31	
88 thru 97	P 192 L 10076	Moves the Municipal Separate Storm Sewer System (MS4) Program from the Virginia Soil and Water Conservation Board to the State Water Control Board. The bill has to be reenacted to become effective; except that the assessment by the Secretary of Natural Resources of the water quality programs of the Commonwealth can begin July 1, 2012.	32	
98 thru 100	P 201 L 10535	Abolishes the Chippokes Plantation Farm Foundation and transfers any interests in any real or tangible personal property of the Foundation to the Department of Conservation and Recreation.	33	
101 thru 102	P 203 L 10658	Eliminates the Virginia Scenic River Board and transfers its duties to the Board of Conservation and Recreation.	34	

House Bill 1291
Governor's Executive Reorganization Bill

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103	P 204 L 10709	Eliminates the Boating Advisory Committee	35	
104 thru 105	P 204 L 10710	Eliminates the Council on Indians	36	
106 thru 107	P 204 L 10720	Eliminates the Litter Control and Recycling Fund Advisory Board and the Foundation for Virginia's Natural Resources	38	
108 thru 109	P 205 L 10743	Eliminates the Department of Correctional Education. The bill divides the provision and administration of education in correctional institutions between the Department of Corrections and the Department of Juvenile Justice, with supervision by a newly created Division of Correctional Education within the Department of Juvenile Justice.	39, 40	
110 thru 111	P 218 L 11444	Eliminate the Virginia Juvenile Enterprise Committee	41	

House Bill 1291
Governor's Executive Reorganization Bill

Enact. Clause No.	Page and Line No.	Proposed Action	HJR 49 Item No.	Notes
112 thru 113	P 219 L 11488	Transfers the responsibility for the administration of a substance abuse prevention program from the Governor to the Alcoholic Beverage Control Board. The bill gives the ABC Board the duty to (i) coordinate substance abuse prevention activities of agencies of the Commonwealth in such program, (ii) review substance abuse prevention program expenditures by agencies of the Commonwealth, and (iii) determine the direction and appropriateness of such expenditures. The Board is to cooperate with federal, state, and local agencies, private and public agencies, interested organizations, and individuals in order to prevent substance abuse within the Commonwealth. The Board must report annually by December 1 of each year to the Governor and the General Assembly on the substance abuse prevention activities of the Commonwealth.	42	
114	P 220 L 11550	Abolishes the Board of Transportation Safety	43	
115 thru 117	P 220 L 11551	Consolidates the Northern Virginia Transportation Commission and the Northern Virginia Transportation Authority, effective July 1, 2013, by shifting most powers and responsibilities from the Commission to the Authority.	44	

House Bill 1291
Governor's Executive Reorganization Bill

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118 thru 122	P 230 L 12088	Abolishes the Board of Towing and Recovery Operators and transfers the Board's duties to the Department of State Police and the Department of Motor Vehicles.	45	
123 thru 124	P238 L 12503	Transfers the Virginia War Memorial to the Department of Veterans Services.	46	

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